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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : (U.S. National Phase Appln.

based on PCT/JP2004/008963)

Applicant : Shunji KOZAKI et al

Filed : Concomitantly herewith

For : THERAPEUTIC AGENTS FOR

DISEASES WITH HYPERMYOTONIA

Docket No. : 05856/HG

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Lori Valdes

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# INFORMATION DISCLOSURE STATEMENT FILED CONCOMITANT WITH APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### SIR:

Submitted herewith is a copy of the English language International Search Report issued in International Application No. PCT/JP2004/008963, on which the present U.S. national phase application is based.

Copies of the references cited in the International Search Report should have been supplied by WIPO to the USPTO.

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#### IAP20 Rac'd PCT/PTO 15 DEC 2003

Attached hereto are Forms PTO/SB/08A and PTO/SB/08B listing the particulars of the references cited in the International Search Report. As mentioned above, copies of the references should already be in the U.S. file, supplied by WIPO.

It is respectfully requested that the Examiner return an initialed copy of the attached Forms PTO/SB/08A and PTO/SB/08B to confirm that the publications supplied by WIPO and listed therein have been considered and made of record.

Respectfully submitted,

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE (U.S. National Phase Appln Application Number Substitute for Form 1449A/PTO based on 🍱 Filing Date Concomitantly herewith INFORMATION DISCLOSURE STATEMENT BY APPLICANT First Named Inventor Shunji KOZAKI et al Group Art Unit Examiner Name Attorney Docket Number Sheet of 2 05856/HG U.S. PATENT DOCUMENTS Kind Name of Patentee or Publication Relevant Exam. Cite No<sup>1</sup> Applicant Document Number Code<sup>2</sup> Date MM-DD-YYYY Portion Inits\* JOHNSON et al 04-30-1996 5,512,547 FOREIGN PATENT DOCUMENTS

Exam Inits	Cite No <sup>1</sup>	Offc <sup>3</sup>	Document Number4	Kind Code <sup>5</sup>	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	$\mathbf{T}^6$
		JP	2003-505343	A	MERUTSU & CO.	02-12-2003		
		JР	WO 96/11699	A	WISCONSIN ALUMNI	04-25-2996		
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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Place a check here if English translation is attached.

Substitut	te fo	r Form	144	9A/PTO	Applicati	on Number	(U.S. Nat And Phase Apple. based or or 12004/0863)		
INFORMA					Filing Da	te	Concomitantly herewith		
STATEME	NT B	Y APP	LIC	ANT	First Nam	ed Inventor	Shunji KOZAKI et al		
					Group Art	Unit			
					Examiner	Name			
Sheet		2	of	2	Attorney	Docket Number	05856/HG		
OTHER DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS									
Examiner Initials <sup>1</sup>	Cite No.1	Incl pa	ude na	ame of author , volume-issu	of author (in CAPITAL LETTERS), title of article, title of item, date, lume-issue number(s), publisher, city and/or country where published				
	Toru KUBOTA et al., "Mosaic Type of the Nontoxic-Nonhemaggulutinin Component Gene in Closridium botulinum Type A Strain Isolated from Infant Botulism in Japan, Biochemical and Biophysical Research Communications, Vol. 224, pages 843-848 (1996).								
Examiner Signature					Date Considered				

<sup>\*</sup> EXAMINER: Initial if document considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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 $<sup>^{1}</sup>$  Unique citation designation number.  $^{2}$  Place a check here if English translation is attached.